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AF/GAU1641

Practitioner's Docket No. 560.02-US1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Mahant, Vijay; Doneen, Byron**

Group No.: **1641**

Application No.: **09/261,068**

Examiner: **G. Gabel**

Filed: **03/02/1999**

For: **Methods and Apparatus for Separation of Biological Fluids**

*RESPONSE UNDER
37 C.F.R. section 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP*

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**Box AF
Assistant Commissioner for Patents
Washington, D.C. 20231**

CERTIFICATION UNDER 37 C.F.R. sections 1.8(a) and 1.10*

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. section 1.8(a)

37 C.F.R. section 1.10*

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☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 12/2/99

Collene Houston

AMENDMENT OR RESPONSE AFTER FINAL REJECTION--TRANSMITTAL

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

| | (Col.1) | | (Col. 2) | (Col. 3) | SMALL ENTITY | |
|--|---|-------|---------------------------------------|------------------|--------------|---------------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Addit. Fee |
| Total | 129 | Minus | 129 | = 0 | x \$9 = | \$0 |
| Indep. | 1 | Minus | 3 | = 0 | x \$39 = | \$0 |
| First Presentation of Multiple Dependent Claim | | | | | + \$130 = | \$0 |
| Total | | | | | Addit. Fee | \$0 |

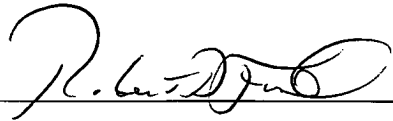
* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3,

No additional fee for claims is required.

FEE DEFICIENCY

5. If any additional extension and/or fee is required, charge Account No. 500341.

Date: 12/2/99



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Patent
Attny. Doc. No. 560.02-US1

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NOT ENTERED

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231**

Inventor: **Mahant, V.**

Serial No: **09/261,068**

Filed: **03/02/99**

For: **Methods and Apparatus for
Separation of Biological Fluids**

Examiner: **Gabel, G.**

Art Unit: **1641**

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RESPONSE AFTER FINAL

The Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

This paper responds to the Office Action dated November 9, 1999, Paper No. 5. Please enter the following:

IN THE CLAIMS

1. (Twice amended) A method of separating a sample containing blood cells into a cell containing portion and a substantially cell depleted portion comprising:
receiving the sample in a vessel, wherein the vessel retains the sample within a plurality of confining walls;
providing an additive and particles, wherein the additive [has substantial binding] substantially binds to the cells and the particles and wherein the particles [have substantial binding] substantially bind to the cells and the additive;
combining the sample, the additive, and the particles to produce a cell containing network;
and
separating the network from the substantially cell depleted portion by applying a force, wherein the force comprises a magnetic force.

New Matter
New Issue
?